

**Board of County Commissioners
Agenda Item Summary**

Meeting Date 1/21/04

D ivision

County Attorney

AGENDA ITEM WORDING

Presentation of settlement offer on the "Stairway to Heaven" code enforcement lien foreclosure case.

ITEM BACKGROUND

The Board previously approved initiation of collection litigation against Robert Brown and Krisse Pasternack, the owners of the property on Ramrod Key commonly known as the "Stairway to Heaven". The Special Master had found the structure to be unsafe and had fined the owners.

On December 29, 2003, Judge Payne entered final judgment against the owners in the amount of \$187,100.00. The owners have offered to donate the property to the County in exchange for a dismissal of our claims for the unpaid fines. They would relinquish any and all claims and potential against the County including claims to whatever rights they might have had with respect to building for that property.

Under this proposal, the County could either sell the property as is or demolish the structure at its own expense. Because this offer was made the day of the agenda deadline, no demolition costs estimates have been prepared. Staff will attempt to have those estimates at the meeting.

PREVIOUS RELEVANT BOCC ACTION

BOCC approved litigation in April 2003.

CONTRACT/AGREEMENT CHANGES

STAFF RECOMMENDATIONS


Approval

TOTAL COST
COST TO COUNTY

BUDGETED Yes No
SOURCE OF FUNDS

APPROVED BY: County Attorney ☒ OMB/Purchasing ☐ Risk Management ☐

DIVISION DIRECTOR APPROVAL:


JOHN R. COLLINS

DOCUMENTATION: Included ☐ To Follow ☐ Not Required ☒

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